No. 84-1601

Supreme Court, U.S.
FILED
AUG 5 1985
JOSEPH F. SPANIOL, JR.
CLERK

IN THE

Supreme Court of the United States

OCTOBER TERM, 1984

AETNA LIFE INSURANCE COMPANY,
Plaintiff,

versus

MARGARET W. LAVOIE and ROGER J. LAVOIE, SR.,
Defendants

Motion of Alabama Defense Lawyers' Association for Leave to File Amicus Brief

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BEST AVAILABLE COPY

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IN THE SUPREME COURT OF THE UNITED STATES

AETNA LIFE INSURANCE COMPANY,
Plaintiff,

versus

MARGARET W. LAVOIE and ROGER J. LAVOIE, SR.,
Defendants.

MOTION OF ALABAMA DEFENSE LAWYERS' ASSOCIATION FOR LEAVE TO FILE AMICUS BRIEF

Comes now the Alabama Defense Lawyers' Association and files this Motion for Leave to file an Amicus Brief in this cause. This association has an interest in the administration of justice for the citizens and businesses in the State of Alabama. Movant represents that, given the page limitations, appellant will not be adequately able to fully address all legal issues concerning whether Alabama Supreme Court Justice T. Eric Embry should have recused himself, and further, how that action impacted the entire court. More importantly, this association's participation in the briefing process will underscore that the issues presented for this Court go beyond a resolution in the case at bar, to address the due process of all litigants before the Alabama Supreme Court. That is, this association's participation is intended to demonstrate that the concern for fairness goes beyond the insurance company involved in this litigation, and the proceedings below need to be examined in light of these due process and fairness issues as they concern the administration of justice in the State of Alabama.

Consent has not been obtained from all parties to this case.

Davis Carr pcc

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CERTIFICATE OF SERVICE

I do hereby certify that I have on this 25 day of August, 1985, served a copy of the foregoing pleading on counsel for all parties to this proceeding, by mailing the same by United States Mail, properly addressed and first class postage prepaid.

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